



DEPARTMENT OF THE NAVY
OFFICE OF CIVILIAN HUMAN RESOURCES
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WASHINGTON NAVY YARD, D.C. 20374-5072

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23 November 2022

Via E-mail

Mr. Mark Hampton
94-1404 Lanikuhana Ave, Apt 418
Mililani, HI 96789

Email: mark.hampton90@gmail.com

SUBJECT: Freedom of Information Act Request DON-NAVY-2018-009765

Dear Mr. Hampton:

I am responding to the July 23, 2018 Freedom of Information Act (FOIA) request which you submitted to the Navy FOIA Office. The request was transferred to OCHR HQ on August 28, 2018 for direct response. Your request seeks the following: Redacted copies of the Certificate of Eligibles and the selectee's resume for the position under USAJOBS, Announcement No. ST-10206549-18-RFF. You also requested "any grading or scoring of candidates available under this announcement." (I note that the portion of the request seeking the scoring or candidates was referred to NAVFAC PAC on February 2, 2019.)

FOIA does not require agencies to perform research, analyze data, answer questions, or create records in order to respond to a request. Within those parameters, I am forwarding the following responsive documents with respect to your request: a redacted copy of the selectee's resume, and a redacted copy of the Certificate of Eligibles.

Please be advised that some information regarding the selectee and the other applicants has been withheld under 5 U.S.C. § 552 (b)(6) to protect privacy interests. *See, e.g., Core v. USPS*, 730 F.2d 946, 948 (4th Cir. 1984) (Although the Court in *Core* allowed the disclosure of the names of selectees, disclosure of other information such as social security numbers, and home addresses would constitute a clearly unwarranted invasion of personal privacy without some clearly demonstrated benefit to the public outweighing such privacy interests.) Such public benefit has neither been asserted nor demonstrated here.

Appeal Rights

Because your request has been partially denied (*e.g.*, the selectee's home address, phone numbers, email, GPA, references and the references' contact information have been redacted as well as the names and contact information for the Navy personnel involved in these recruitment actions, and the names and email addresses of the other applicants that were not selected), you may consider this to be an adverse determination that may be appealed. If you have created an account in FOIAonline, you may submit your appeal directly within the web-based system. To do this, log into your account, retrieve your original request, and then click on the "Create Appeal" tab in the left-hand column. The basic information from your request will be duplicated

for you, and then you can type in the basis of your appeal. If you do not have a FOIAonline account, you may send an appeal by regular mail to the Department of the Navy, Office of the General Counsel (ATTN FOIA APPEALS), 1000 Navy Pentagon, Room 5A532, Washington, DC 20350-1000. Your appeal, if any, must be postmarked within 90 calendar days from the date of this letter and should include a copy of your initial request, a copy of this letter, and a statement indicating why you believe your appeal should be granted. I recommend that your appeal and its envelope bear the notation 'Freedom of Information Act Appeal.'

The assessable fees associated with the processing of your request by this office have been waived in this instance.

Sincerely,

Alison Gray

ALISON GRAY
Counsel

Enclosures